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6 SHANNON O. MURPHY, SR.,

7 Plaintiff,

8 No. C 14-02583 JSW

9 v.

10 SUPERIOR COURT OF CALIFORNIA AT  
11 ALAMEDA COUNTY,

12 Defendant.

13 **ORDER ADOPTING REPORT  
14 AND RECOMMENDATION AND  
15 DISMISSING ACTION**

16 On June 30, 2014, Magistrate Judge Elizabeth D. Laporte issued a Report and  
17 Recommendation, in which she recommended that Plaintiff's complaint be dismissed without  
18 leave to amend because it appears that Plaintiff can make no cognizable claims relating to state  
19 judges acting in their judicial capacity. Plaintiff has not filed an objection to the Report and  
20 Recommendation within the time required by Federal Rule of Civil Procedure 72. The Court  
21 has reviewed Magistrate Judge Laporte's Order and finds it thorough and well reasoned.  
22 Accordingly, Court adopts Magistrate Judge Laporte's Report and Recommendation that  
23 Plaintiff's complaint be dismissed without leave to amend. A separate judgment shall issue and  
24 the Clerk shall close the file.

25 **IT IS SO ORDERED.**

26 Dated: July 21, 2014

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JEFFREY S. WHITE  
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

SHANNON O. MURPHY SR.,

Case Number: CV14-02583 JSW

Plaintiff,

## CERTIFICATE OF SERVICE

V.

SUPERIOR COURT OF CALIFORNIA  
AT ALAMEDA COUNTY et al,

Defendant.

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on July 21, 2014, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Shannon O. Murphy  
2 Marina Blvd., Suite #15-B5  
Pittsburg, CA 94565

Dated: July 21, 2014

Jennifer Ottolini

Richard W. Wiekling, Clerk  
By: Jennifer Ottolini, Deputy Clerk